

## MEDICINE BOARD[653]

### Notice of Intended Action

**Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”**

**Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.**

Pursuant to the authority of Iowa Code sections 147.10, 148.2, and 272C.2, the Board of Medicine hereby proposes to amend Chapter 8, “Fees,” Chapter 9, “Permanent Physician Licensure,” and Chapter 11, “Continuing Education and Training Requirements,” Iowa Administrative Code.

Chapter 8 defines application and licensure fees for physicians, Chapter 9 defines requirements for permanent physician licensure, and Chapter 11 establishes the continuing education and training requirements for physicians. The proposed amendments to these chapters provide for an exemption to the permanent licensure renewal fee and the continuing education requirements for physicians on full-time active duty in the U.S. armed forces, reserves or national guard.

The Board approved this Notice of Intended Action during a regularly scheduled meeting on March 8, 2013.

Any interested person may present written comments on the proposed amendments not later than 4:30 p.m. on May 21, 2013. Such written materials should be sent to Mark Bowden, Executive Director, Board of Medicine, 400 S.W. Eighth Street, Suite C, Des Moines, Iowa 50309-4686; or sent by e-mail to [mark.bowden@iowa.gov](mailto:mark.bowden@iowa.gov).

There will be a public hearing on May 21, 2013, at 11 a.m. in the Board office, at which time persons may present their views either orally or in writing. The Board office is located at 400 S.W. Eighth Street, Suite C, Des Moines, Iowa.

After analysis and review of this rule making, it has been determined that the amendments could have a positive impact on jobs. By exempting the permanent licensure renewal fee for physicians in active military service, this relief could help a physician establish or maintain a practice in an Iowa community once the physician is finished with active military service. The Board will continue to work with stakeholders to maximize any positive impact these amendments may have on job creation.

These amendments are intended to implement Iowa Code chapters 147, 148, and 272C.

The following amendments are proposed.

ITEM 1. Amend paragraph 8.4(1)“c” as follows:

c. Renewal of an active license to practice;

(1) \$550 if renewal is made via paper application or \$450 if renewal is made via on-line application, per biennial period or a prorated portion thereof if the current license was issued for a period of less than 24 months.

(2) There is no renewal fee due for a physician who was on active duty in the U.S. armed forces, reserves or national guard during the renewal period. “Active duty” means full-time training or active service in the U.S. armed forces, reserves or national guard. A physician who fails to renew before the expiration of the license shall be charged a penalty fee as set forth in 8.4(1)“d.”

ITEM 2. Amend paragraph 9.13(3)“a” as follows:

a. Renewal fee.

(1) The renewal fee is \$550 if the renewal is made via paper application or \$450 if the renewal is made via on-line application, per biennial period or a prorated portion thereof if the current license was issued for a period of less than 24 months.

(2) There is no renewal fee due for a physician who was on active duty in the U.S. armed forces, reserves or national guard during the renewal period. “Active duty” means full-time training or active

service in the U.S. armed forces, reserves or national guard. A physician who fails to renew before the expiration of the license shall be charged a penalty fee as set forth in 653—paragraph 8.4(1) “d.”

ITEM 3. Adopt the following **new** definition of “Active duty” in rule **653—11.1(272C)**:

“*Active duty*” means full-time training or active service in the U.S. armed forces, reserves or national guard.

ITEM 4. Amend subparagraph **11.4(2)“a”(1)** as follows:

(1) Periods that the licensee served honorably on active duty in the ~~military~~ U.S. armed forces, reserves or national guard;